UNITED
NATIONS

A

General Assembly

Distr.
GENERAL

A/50/849/Add.2
5 June 1996
ENGLISH
ORIGINAL: FRENCH

Fiftieth session
Agenda item 136

FINANCING OF THE INTERNATIONAL TRIBUNAL FOR THE PROSECUTION OF PERSONS RESPONSIBLE FOR SERIOUS VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW COMMITTED IN THE TERRITORY OF THE FORMER YUGOSLAVIA SINCE 1991

Report of the Fifth Committee (Part III)

Rapporteur: Mr. Peter MADDENS (Belgium)

I. INTRODUCTION

1. The previous recommendations made by the Fifth Committee to the General Assembly under agenda item 136 appear in the reports of the Committee contained in documents A/50/849 and Add.1.

2. The Fifth Committee resumed its consideration of the item at its 57th, 58th and resumed 64th meetings, on 7 and 9 May and 3 June 1996. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/50/SR.57, 58 and 64).

3. For its consideration of the item, the Committee had before it the report of the Secretary-General (A/C.5/50/41) and the related report of the Advisory Committee on Administrative and Budgetary Questions (A/50/925).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.5/50/L.62

4. At the resumed 64th meeting, on 3 June, the representative of Austria, on behalf of the Chairman, introduced draft resolution A/C.5/50/L.62 and orally revised it by replacing operative paragraph 8 with the following text:

"8. Requests the Secretary-General to entrust the Office of Internal Oversight Services to undertake, without prejudice to its programme of

work, an inspection of the International Tribunal, with a view to identifying problems and recommending measures to enhance the efficient utilization of resources, and to report thereon to the General Assembly at its fifty-first session".

5. At the same meeting, the Committee adopted draft resolution A/C.5/50/L.62 as orally revised without a vote (see para. 6).

III. RECOMMENDATION OF THE FIFTH COMMITTEE

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

The General Assembly,

Having considered the report of the Secretary-General on the financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991, 1/

Recalling its resolution 50/212 A of 23 December 1995, in which it appropriated to the Special Account for the International Tribunal an amount of 8,619,500 United States dollars gross (7,637,500 dollars net) for the period from 1 January to 31 March 1996, without prejudice to recommendations the Advisory Committee on Administrative and Budgetary Questions might make following its review of the full budget for 1996,

Recalling also its resolution 50/212 B of 11 April 1996, in which it authorized the Secretary-General to enter into commitments for the continued operation of the International Tribunal up to the amount of 8,619,500 United States dollars gross (7,637,500 dollars net) for the period from 1 April to 30 June 1996,

Recalling further its resolution 49/242 B of 20 July 1995,

1. Endorses the comments and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions, 2/ subject to the provisions of the present resolution;

1/ A/C.5/50/41.

2/ A/50/925.

2. Decides to appropriate to the Special Account for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 a total amount of 31,070,572 dollars gross (27,793,122 dollars net) for the period from 1 April to 31 December 1996, inclusive of the commitment authority authorized by the General Assembly in its resolution 50/212 B, in addition to the amount of 8,619,500 dollars gross (7,637,500 dollars net) already appropriated for the period from 1 January to 31 March 1996;

3. Decides also that the appropriation for 1996 under the Special Account referred to in paragraph 2 above shall be financed according to the methodology established by the General Assembly in its resolution 49/242 B, as detailed in the annex to the present resolution;

4. Decides further, as an ad hoc and exceptional arrangement, that Member States shall waive their respective shares in the remaining credits arising from previous budgets of the United Nations Protection Force in an amount of 8,455,336 dollars gross (8,601,911 dollars net), to be transferred to the Special Account for the International Tribunal from the Special Account for the United Nations Protection Force established pursuant to General Assembly resolution 46/233 of 19 March 1992;

5. Decides to apportion the amount of 8,455,336 dollars gross (8,601,911 dollars net) among Member States in accordance with the scale of assessments for the year 1996;

6. Decides also that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 5 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 146,575 dollars approved for the International Tribunal for 1996;

7. Requests the Secretary-General to report fully on both the receipt and the application of extrabudgetary funds when preparing future budget proposals for the International Tribunal so as to ensure transparency as to the purpose and use of such funds;

8. Requests the Secretary-General to entrust the Office of Internal Oversight Services to undertake, without prejudice to its programme of work, an inspection of the International Tribunal, with a view to identifying problems and recommending measures to enhance the efficient utilization of resources, and to report thereon to the General Assembly at its fifty-first session;

9. Requests the Secretary-General to submit the budget for the International Tribunal for 1997 no later than 1 November 1996.

ANNEX

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

	Gross	Net
	(United States dollars)	
Appropriations for April-December 1996	31 070 572	27 793 122
LESS: Commitment authority (for April to June 1996 already assessed)	(8 619 500)	(7 637 500)
LESS: 1995 unencumbered balance	(5 540 400)	(2 951 800)
BALANCE: April-December 1996 (appropriation to be assessed for July-December)	16 910 672	17 203 822
of which: United Nations Protection Force a/	8 455 336	8 601 911
Assessed b/	8 455 336	8 601 911

a/ Refers to the credits arising from previous budgets of the United Nations Protection Force.

b/ Refers to the contributions assessed on Member States in accordance with the scale of assessments for the year 1996.